

THURSDAY, MARCH 1, 2001

FOURTEENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Cale Hampton, Green River Baptist Church, Waynesboro, Tennessee.

Representative McMillan led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....96

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Garrett; business reasons.

Representative Turner (Hamilton); business reasons.

Representative Walker; business reasons.

**THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 84:** Rep(s). West as prime sponsor(s).

**House Joint Resolution No. 97:** Rep(s). Fitzhugh and Ridgeway as prime sponsor(s).

**MESSAGE FROM THE SENATE  
February 27, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 77 and 90; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**SIGNED  
February 27, 2001**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 77 and 90.

**ENROLLED BILLS  
February 27, 2001**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 1263; House Joint Resolution(s) No(s). 94; also, House Resolution(s) No(s). 27 and 29.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED  
February 27, 2001**

The Speaker signed the following: House Bill(s) No(s). 1263; House Joint Resolution(s) No(s). 94; also, House Resolution(s) No(s). 27 and 29.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
February 27, 2001**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1263; also, House Joint Resolution(s) No(s). 94; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**REPORT OF CHIEF ENGROSSING CLERK  
February 27, 2001**

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 1263; also, House Joint Resolution(s) No(s). 94.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
March 1, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 80, 84, 86, 87 and 96; all adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

**Senate Joint Resolution No. 80** -- Memorials, Death - Mildred Cappiello-Johnson. by \*McNally, \*Williams.

**Senate Joint Resolution No. 84** -- Memorials, Professional Achievement - Jason Donald Robinson, State Farm Teacher of the Year Award Recipient. by \*Miller J, \*Trail.

**Senate Joint Resolution No. 86** -- Memorials, Death - Watson Decator "Doc" Snyder. by \*Crowe.

**Senate Joint Resolution No. 87** -- Memorials, Recognition - Boy Scouts of America. by \*Blackburn, \*Cooper J, \*Carter, \*Jackson, \*Harper, \*Henry, \*Person, \*Haun, \*Rochelle, \*Kurita, \*Graves, \*Trail, \*Davis L, \*Miller J, \*Burchett, \*Williams, \*Clabough, \*McNally, \*Haynes, \*Atchley, \*Dixon, \*Crowe, \*Burks, \*Herron.

**Senate Joint Resolution No. 96** -- Memorials, Death - Dale Earnhardt, NASCAR Legend. by \*Williams.

**MESSAGE FROM THE GOVERNOR  
March 1, 2001**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 94, with his approval.

JAY BALLARD, Counsel to the Governor.

**MESSAGE FROM THE SENATE  
March 1, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 102; adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

**Senate Joint Resolution No. 102** -- Memorials, Recognition - Alcoa Inc. by \*Clabough.

**INTRODUCTION OF RESOLUTIONS**

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

**House Joint Resolution No. 101** -- Naming and Designating - Tennessee Osteoporosis Prevention Month, May 2001. by \*Pruitt, \*Jones, S., \*Caldwell, \*Fowlkes, \*Briley, \*Cooper B, \*Ferguson, \*Arriola, \*Givens, \*Lewis, \*Odom, \*Miller L, \*Pleasant, \*Brooks, \*Turner (Shelby), \*Chumney, \*DeBerry J, \*Jones U (Shelby), \*Bowers, \*DeBerry L, \*Turner (Hamilton).

House Health and Human Resources Committee

**House Joint Resolution No. 102** -- Naming and Designating - General Federation of Women's Clubs of Tennessee Day, March 14, 2001. by \*Rhinehart.

House Calendar and Rules Committee

**\*House Joint Resolution No. 106** -- Memorials, Congress - Urges support of SB 291 and HR 322, to restore deductibility of state sales tax from federal income tax. by \*Beavers.

House Finance, Ways and Means

**RESOLUTIONS**

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 5, 2001:

**House Resolution No. 30** -- Memorials, Death - Judge William Russell. by \*Phillips, \*Sands.

**House Joint Resolution No. 103** -- Memorials, Sports - Alcoa High School Tornadoes, 2000 TSSAA Class 2A Football State Champions. by \*Overbey, \*McCord.

**House Joint Resolution No. 104** -- Memorials, Personal Achievement - Andrew Lee, Nicholas Pate, Conner Corwin, and Dana Davidson, Eagle Scouts, Troop #354. by \*Johnson, \*Overbey.

**House Joint Resolution No. 105** -- Memorials, Recognition - Williamson Chapel Christian Methodist Episcopal Church, 115th Anniversary. by \*Beavers.

**House Joint Resolution No. 107** -- Memorials, Personal Occasion - Mr. and Mrs. Blaine A. Whittimore, 50th Anniversary. by \*Patton.

**House Joint Resolution No. 108** -- Memorials, Personal Occasion - Mr. and Mrs. Luther Mason Cantrell, 50th Anniversary. by \*Patton.

**House Joint Resolution No. 111** -- Memorials, Retirement - Billy Frank Hendley. by \*Hargrove.

## THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY

### SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 5, 2001:

**Senate Joint Resolution No. 80** -- Memorials, Death - Mildred Capiello-Johnson. by \*McNally, \*Williams.

**Senate Joint Resolution No. 84** -- Memorials, Professional Achievement - Jason Donald Robinson, State Farm Teacher of the Year Award Recipient. by \*Miller J, \*Trail.

**Senate Joint Resolution No. 86** -- Memorials, Death - Watson Decator "Doc" Snyder. by \*Crowe.

**Senate Joint Resolution No. 87** -- Memorials, Recognition - Boy Scouts of America. by \*Blackburn, \*Cooper J, \*Carter, \*Jackson, \*Harper, \*Henry, \*Person, \*Haun, \*Rochelle, \*Kurita, \*Graves, \*Trail, \*Davis L, \*Miller J, \*Burchett, \*Williams, \*Clabough, \*McNally, \*Haynes, \*Atchley, \*Dixon, \*Crowe, \*Burks, \*Herron.

**Senate Joint Resolution No. 96** -- Memorials, Death - Dale Earnhardt, NASCAR Legend. by \*Williams.

**Senate Joint Resolution No. 102** -- Memorials, Recognition - Alcoa Inc. by \*Clabough.

### INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 1956** -- Williamson County - Subject to local approval, specifies that upon death of spouse or designated beneficiary receiving benefits under general sessions judge's retirement fund due to death of judge such benefits will be transferred to county general fund. Amends Chapter 221 of the Private Acts of 1961; as amended. by \*Williams (Williamson).

**House Bill No. 1957** -- Meigs County - Subject to local approval, authorizes county clerk to require evidence of compliance with county zoning ordinances prior to issuing business license. by \*Newton.

**House Bill No. 1958** -- Polk County - Subject to local approval, reenacts and restates amusement tax on consumers participating in ride, excursion, or float trip by canoe, raft, or similar floating device on Ocoee and Hiwassee rivers within county. - Chapter 2 of the Private Acts of 1981. by \*Newton.

**House Bill No. 1959** -- Tiptonville - Subject to local approval, provides that salary of mayor and aldermen shall be paid monthly. Amends Chapter 393 of the Acts of 1907, as amended. by \*Pinion.

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**House Bill No. 1960** -- Athens - Subject to local approval, clarifies when term of office for board of education members begins and specifies that utilities board expenditures greater than \$10,000, instead of greater than \$4,000, require competitive bidding process. Amends Chapter 455 of the Private Acts of 1953; as amended. by \*McKee.

**House Bill No. 1961** -- Henderson County - Subject to local approval, creates civil service commission for sheriff's department. by \*McDaniel.

**House Bill No. 1962** -- Hickory Valley - Subject to local approval, decreases board of aldermen from seven to five members effective with November 2002 election; establishes four-year term of office for mayor and board; requires one-year residency to run for mayor or board; removes offices of town marshal and justice of peace. Amends Chapter 261 of the Private Acts of 1951. by \*McDaniel.

### DELAYED BILLS REFERRED

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 1963, was/were referred to the Delayed Bills Committee.

**\*House Bill No. 1963** -- Pensions and Retirement Benefits - Includes school bus drivers in Tennessee consolidated retirement system, at their option. Amends TCA Title 8, Chapter 34 and Title 8, Chapter 35. by \*Windle.

### SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

**\*Senate Bill No. 10** -- Traffic Safety - Prohibits driver under 18 from operating motor vehicle while engaged on cellular telephone; violation is Class B misdemeanor punishable by \$100 fine; creates affirmative defense for bona fide emergency. Amends TCA Title 55, Chapter 8, Part 1. by \*Cohen. (HB1231 by \*Maddox)

**\*Senate Bill No. 212** -- Driver Licenses - Clarifies authority of department of safety in establishing payment plans for reinstatement or restoration of suspended or revoked driver license. Amends TCA Section 55-12-129. by \*Dixon, \*Harper. (HB1226 by \*Turner (Shelby), \*Shaw, \*Towns, \*Brooks, \*Bowers, \*Cooper B)

**Senate Bill No. 215** -- Local Education Agency - Expands from five schools to five LEAs in each grand division who are required to file report with commissioner of education on conflict resolution intervention programs. Amends TCA Section 49-2-118. by \*Dixon. (\*HB163 by \*Pruitt, \*Langster)

**\*Senate Bill No. 287** -- Checks, Deferred Presentments - Permits deferred presentment licensees to collect handling charge of \$20.00 for NSF check or check returned for closed account or stop payment; authorizes licensees to collect court costs and attorney fees for civil actions to collect unpaid checks. Amends TCA Section 45-17-112. by \*Rochelle. (HB1288 by \*DeBerry L, \*Rinks, \*McDaniel)

## **THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**\*Senate Bill No. 342** -- Mobile Homes and Manufactured Buildings - Clarifies that set-up required by manufactured home dealer who sells to consumer in this state or manufactured home stabilizing system installer includes anchoring of such home. Amends TCA Title 68, Chapter 126. by \*Cooper J. (HB881 by \*Kisber)

**Senate Bill No. 1346** -- Statutes - Codifies public acts of 2000. by \*Wilder, \*McNally. (\*HB272 by \*Davidson, \*Rinks)

### **HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 1952** -- Polk County -- Local Bill Held on House Desk

**House Bill No. 1953** -- Greeneville -- Local Bill Held on House Desk

**House Bill No. 1954** -- Bedford County -- Local Bill Held on House Desk

**House Bill No. 1955** -- Haywood County -- Local Bill Held on House Desk

### **REPORTS FROM STANDING COMMITTEES**

The committees that met on **February 27, 2001**, reported the following:

#### **COMMITTEE ON CALENDAR AND RULES**

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 1, 2001**: House Bill(s) No(s). 134 and 226.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 5, 2001**: House Bill(s) No(s). 126 and 623.

#### **COMMERCE**

The Commerce Committee recommended for passage: House Bill(s) No(s). 1154; also House Bill(s) No(s). 1288 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

#### **EDUCATION**

The Education Committee recommended for passage: House Joint Resolution(s) No(s). 84. Under the rules, each was transmitted to the Calendar and Rules Committee.

## **THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

### **GOVERNMENT OPERATIONS**

The Government Operations Committee recommended for passage: House Bill(s) No(s). 939, 941, 952, 959, 970, 972, 973, 1062, 919 and 935. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also recommended that House Bill(s) No(s). 314 be transmitted to the Agriculture Committee and House Bill(s) No(s). 1131 be transmitted to the Education Committee.

### **HEALTH AND HUMAN RESOURCES**

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 213 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

### **STATE AND LOCAL GOVERNMENT**

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 218, 549 and 615. Under the rules, each was transmitted to the Calendar and Rules Committee.

### **REPORTS FROM STANDING COMMITTEES**

The committees that met on **February 28, 2001**, reported the following:

#### **CONSERVATION AND ENVIRONMENT**

The Conservation and Environment Committee recommended for passage: House Bill(s) No(s). 555 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

#### **JUDICIARY**

The Judiciary Committee recommended for passage: House Bill(s) No(s). 310, 776, also House Bill(s) No(s). 777 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 208; also House Bill(s) No(s). 308, 913 and 174 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.



**TRANSPORTATION**

The Transportation Committee recommended for passage: House Bill(s) No(s). 219, 189 and 1124. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 114, 228, 128; also House Bill(s) No(s). 175 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

**REPORTS FROM STANDING COMMITTEES**

The committees that met on **March 1, 2001**, reported the following:

**COMMITTEE ON CALENDAR AND RULES**

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 5, 2001**: House Bill(s) No(s). 284, 213, 1154 and 1288.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 5, 2001**: House Bill(s) No(s). 130 and House Joint(s) Resolution(s). 84.

**CAPTION BILLS REFERRED  
February 28, 2001**

Pursuant to **Rule No. 47**, the following Caption Bill(s), 428 and 464 held on the Clerk's desk were referred to the following Committee(s):

**\*House Bill No. 428** -- State Government – House State and Local Government Committee

**\*House Bill No. 464** -- Metropolitan Government – House State and Local Government Committee

**CONSENT CALENDAR**

**House Resolution No. 28** -- Memorials, Recognition - Madison Community Arbor Day. by \*Turner (Davidson).

**House Joint Resolution No. 97** -- Memorials, Professional Achievement - Bank of Gleason, 100th year anniversary. by \*Maddox, \*Fitzhugh, \*Ridgeway.

**House Joint Resolution No. 99** -- Memorials, Sports - Dale Earnhardt, for his accomplishments at Bristol Motor Speedway. by \*Mumpower, \*Godsey, \*Davis (Washington), \*Westmoreland.

**House Joint Resolution No. 100** -- Memorials, Congratulations - Thomas Bruff. by \*Pinion.

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**Senate Joint Resolution No. 91** -- Memorials, Retirement - John G. Campbell, City Manager of Johnson City. by \*Crowe.

Rep. Pinion moved that all members voting aye on House Joint Resolution No. 100 be added as sponsors, which motion prevailed.

Rep. Mumpower moved that all members voting aye on House Joint Resolution No. 99 be added as sponsors, which motion prevailed.

Rep. Turner (Davidson) moved that all members voting aye on House Resolution No. 28 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

### REGULAR CALENDAR

**\*House Bill No. 134** -- Bail, Bail Bonds - Requires magistrate to consider in determining bail that defendant's criminal conduct resulted in death of law enforcement officer engaged in performance of official duties. Amends TCA Title 40, Chapter 11, Part 1. by \*Langster, \*DeBerry L, \*Buck, \*Pruitt, \*Todd, \*Jones U (Shelby), \*Pinion, \*Kent, \*Cole (Carter), \*Jones, S.. (SB139 by \*Cooper J)

Rep. Langster moved that House Bill No. 134 be reset for the Regular Calendar on April 2, 2001, which motion prevailed.

**THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**\*House Bill No. 226** -- Highway Signs - "Englewood Veterans Memorial Highway," U.S. Highway 411 within corporate limits of Town of Englewood. by \*McKee. (SB925 by \*Elsea, \*Burks, \*Crowe)

Rep. McKee moved that House Bill No. 226 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Transportation Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 226 By adding the following new, appropriately designated section immediately preceding the effective date section:

SECTION \_\_\_\_.

(1) This act shall become operative only if the town of Englewood, Tennessee, remits the estimated cost of the erection of such signs to the department of transportation within one (1) year of the effective date of this act. The town of Englewood shall make such payment prior to any expenditure by the state for manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to the town of Englewood within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, the town of Englewood shall remit an amount equal to the difference in such costs to the department within thirty (30) days of receiving an itemized invoice of the actual cost from the department.

(2) In addition to the provisions of subdivision (1), the town of Englewood may manufacture and erect such signs provided that such signs are manufactured and erected pursuant to federal guidelines and approved by the department.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. McKee moved that **House Bill No. 226**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....96  
Noes.....0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

**UNFINISHED BUSINESS**

**BILLS WITHDRAWN**

On motion of Rep. Kernell, **House Bill No. 918** was recalled from the Government Operations Committee and withdrawn from the House.

On motion of Rep. Cole (Dyer), **House Bill No. 1934** was recalled from the State and Local Government Committee and withdrawn from the House.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 111:** Rep(s). McDaniel as prime sponsor(s).

**House Bill No. 137:** Rep(s). Kisber, Vincent, Cole (Dyer), Hargrove, Miller, J. DeBerry, Tidwell, Garrett, Roach, Phelan, McKee, Sands, Langster, Shaw, Shepard, Cooper, Fraley, Johnson, Rowland, Brown, S. Jones, Hargett, McMillan, Dunn, Beavers, Towns, Bunch, Tindell, Walker, West, Pruitt, Turner (Shelby), Arriola, Caldwell, Turner (Hamilton), Fowlkes, Curtiss, Armstrong, Scroggs, Hagood, Clem, Chumney, Kernell, Buck, Montgomery, U. Jones, Stanley, Wood, Briley, Pinion, Hood, Turner (Davidson), Harwell and Brooks as prime sponsor(s).

**House Bill No. 219:** Rep(s). Cooper as prime sponsor(s).

**House Bill No. 220:** Rep(s). Godsey as prime sponsor(s).

**House Bill No. 227:** Rep(s). Godsey as prime sponsor(s).

**House Bill No. 577:** Rep(s). Patton as prime sponsor(s).

**House Bill No. 687:** Rep(s). Godsey as prime sponsor(s).

**House Bill No. 782:** Rep(s). Arriola as prime sponsor(s).

**House Bill No. 1031:** Rep(s). Arriola as prime sponsor(s).

**House Bill No. 1036:** Rep(s). West as prime sponsor(s).

**House Bill No. 1158:** Rep(s). Mumpower, Towns, Windle, Givens, Patton, Armstrong, Black, Shepard, Caldwell and Pleasant as prime sponsor(s).

**House Bill No. 1335:** Rep(s). Dunn, Armstrong, Boyer, Bittle and Davidson as prime sponsor(s).

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**House Bill No. 1399:** Rep(s). Patton as prime sponsor(s).

**House Bill No. 1512:** Rep(s). Black as prime sponsor(s).

**House Bill No. 1584:** Rep(s). Fowlkes as prime sponsor(s).

**House Bill No. 1792:** Rep(s). Brown as prime sponsor(s).

**House Bill No. 1840:** Rep(s). Williams, Davidson, McCord and Montgomery as prime sponsor(s).

**MESSAGE FROM THE SENATE  
March 1, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 91; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**SIGNED  
March 1, 2001**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 91.

**MESSAGE FROM THE SENATE  
March 1, 2001**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 78, 79, 80, 81, 82, 83, 89, 90, 91, 92, 93, 95 and 98; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

**ENGROSSED BILLS  
March 1, 2001**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 226, also, House Joint Resolution(s) No(s). 97, 99 and 100.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
March 1, 2001**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 719 and 1338; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

**THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**ENROLLED BILLS**

**March 1, 2001**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 719, 1338; House Joint Resolution(s) No(s). 78, 79, 80, 81, 82, 83, 89, 90, 91, 92, 93, 95, 98; also, House Resolution(s) No(s). 28.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**

**March 1, 2001**

The Speaker signed the following: House Bill(s) No(s). 719, 1338; House Joint Resolution(s) No(s). 78, 79, 80, 81, 82, 83, 89, 90, 91, 92, 93, 95, 98; also, House Resolution(s) No(s). 28.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**March 1, 2001**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 719, 1338; also, House Joint Resolution(s) No(s). 78, 79, 80, 81, 82, 83, 89, 90, 91, 92, 93, 95 and 98; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

**March 1, 2001**

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 719, 1338; also, House Joint Resolution(s) No(s). 78, 79, 80, 81, 82, 83, 89, 90, 91, 92, 93, 95 and 98.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**March 1, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 24, 27, 168, 231, 284, 648 and 1282; all passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

**\*Senate Bill No. 24** -- Highway Signs - Designates entrance into Cumberland River Watershed on I-24, I-40, I-65, and US 70. by \*Henry. (HB617 by \*Kisber)

**\*Senate Bill No. 27** -- Highway Signs - "Bewley's Bridge," spanning Nolichucky River on S.R. 340 at Cocke County-Greene County boundary. by \*Haun, \*Henry, \*Crowe, \*Williams. (HB149 by \*Davis (Cocke), \*Whitson)

**THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

**Senate Bill No. 168** -- Highway Signs - "American Museum of Science and Energy," I-75, Anderson County. by \*McNally, \*Henry, \*Williams. (\*HB194 by \*Caldwell)

**\*Senate Bill No. 231** -- Highway Signs - "Walt Watters Memorial Bridge," US Highway 43 in Lawrence County. by \*Jackson, \*Williams. (HB390 by \*White)

**\*Senate Bill No. 284** -- Utilities, Utility Districts - Increases board of West Cumberland water utility district from three to five members. Amends TCA Section 7-82-307. by \*Davis L. (HB450 by \*Curtiss)

**\*Senate Bill No. 648** -- Holidays and Days of Special Observance - "John Sevier Day," every June 23, to honor Tennessee's first governor for his important role in state history. Amends TCA Title 15, Chapter 2. by \*Burchett, \*Henry, \*Haun, \*Crowe, \*Williams, \*Atchley. (HB446 by \*Windle)

**\*Senate Bill No. 1282** -- Telecommunications - Clarifies that interexchange carriers are not public utilities and are not subject to provisions governing public utilities. Amends TCA Title 65, Chapter 4, Part 1. by \*Cooper J, \*Rochelle, \*Ramsey. (HB1824 by \*Head, \*Kisber, \*Williams (Williamson), \*Rinks, \*Cole (Dyer), \*Ford S, \*Westmoreland, \*Towns, \*Curtiss, \*Bowers, \*Godsey, \*Davis (Cocke), \*Whitson, \*Kent, \*Cole (Carter), \*Sands, \*Rhinehart, \*Lewis, \*Armstrong, \*Buttry, \*McKee, \*Phelan, \*Ferguson, \*Kernell, \*McDonald, \*Arriola)

**MESSAGE FROM THE GOVERNOR**  
**March 1, 2001**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 68, 69, 70, 71, 73, 74, 76 and 77, with his approval.

JAY BALLARD, Counsel to the Governor.

**CONSENT CALENDAR**  
**March 1, 2001**

The following local bills have been placed on the Consent Calendar for **March 5, 2001**: House Bill(s) No(s). 126, 130, 623, 1912, 1949 and 1953.

**ROLL CALL**

The roll call was taken with the following results:

Present.....95

## **THURSDAY, MARCH 1, 2001 – FOURTEENTH LEGISLATIVE DAY**

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

### **RECESS MOTION**

On motion of Rep. Davidson, the House stood in recess until 5:00 p.m., Monday, March 5, 2001.